

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RAYMOND T. BALVAGE and  
DEBORAH A. BALVAGE, husband and  
wife; et al.,

Plaintiffs,

v.

RYDERWOOD IMPROVEMENT AND  
SERVICE ASSOCIATION, INC., a  
Washington non-profit corporation,

Defendant.

Case No. 3:09-cv-05409-BHS

**STIPULATION AND ORDER RE  
EXTENSION OF TRIAL DATE AND  
CASE SCHEDULE**

The parties in this lawsuit hereby stipulate and agree:

**STIPULATION**

1. The parties agree that good cause exists for the Court to extend the trial date in this lawsuit, which is presently scheduled for May 21, 2013. After Plaintiffs filed their Third Amended Complaint on November 2, 2012, in which Plaintiffs brought additional personal claims of the 47 named plaintiffs, extensive additional discovery is needed relating to each of the 47 plaintiffs. The parties are not in position to be able to make the disclosures, complete discovery, and otherwise meet the present case schedule deadlines or to be ready for trial by the presently scheduled trial date.

2. Additionally, due in part to the possible need to call as witnesses most or all of the 47 named plaintiffs, the parties request the Court reserve 20 days for trial (as opposed to the 10 days presently reserved).

3. With respect to a requested new trial date, counsel for defendant has previously scheduled trial dates which conflict with possible dates for a new trial date in this case, which include other trial dates of August 21, 2013 and beginning the second week of September 2013. Thus, the parties request the Court set a new trial date in this case alternatively as follows:

(a) a new trial date of July 22, 2013, if such date is available for the Court and if four weeks is available for reservation of trial time; or  
(b) a new trial date beginning October 7, 2013 or as soon thereafter depending on the Court's availability.

4. The parties also request the Court issue or the Court directs the Court Clerk to issue a new case schedule consistent with the new trial date.

5. Thus, the parties agree the Court may enter an order setting a new trial date as chosen by the Court with the above timing requests in mind, and setting (or directing the Court Clerk to set) a new case schedule consistent with the timing of the new trial date.

DATED this 12<sup>th</sup> day of November, 2012.

LANE POWELL PC

BETTS PATTERSON & MINES PS

*[per email approval]*

By s/ Joseph E. Lynam

By s/ Steven Goldstein

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*[per email approval]*

By s/ Bob White and Diane White

Bob White and Diane White, husband and  
wife  
Plaintiffs, appearing pro se

**ORDER**

BASED on the above Stipulation, IT IS HEREBY

ORDERED that the trial date in this case is extended to October 8, 2013, and

ORDERED that the Court Clerk is directed to issue a new case schedule consistent with the new trial date.

DATED this 14<sup>th</sup> day of November, 2012.



BENJAMIN H. SETTLE  
United States District Judge

Presented by:  
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*[per email approval]*

By s/ Bob White and Diane White  
Bob White and Diane White, husband and wife  
Plaintiffs, appearing pro se

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